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Maximiliano Sosa, Jr. and Maximiliano Sosa, Sr.

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8 **UNITED STATES DISTRICT COURT**

9 **EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION**

11 MARTHA ZEPEDA OLIVARES,
12 INDIVIDUALLY AND ON BEHALF OF
13 THE ESTATE OF MAXIMILIANO SOSA,
13 JR.; MAXIMILIANO SOSA, SR.

14 Plaintiffs,

15 v.

16 CITY OF FRESNO; UNKNOWN LAW
17 ENFORCEMENT OFFICERS, AND DOES 1-
30

18 Defendants.

Case No.: 1:23-cv-01575-JLT-SAB

Assigned to: The Hon. Jennifer L. Thurston

**NOTICE OF RELATED CASE PURSUANT
TO LOCAL RULE 123 (B)**

Complaint Filed: 11/7/2023

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21 TO THE HONORABLE COURT, ALL PARTIES AND THEIR ATTORNEYS OF
22 RECORD, pursuant to Local Rule 123(b), plaintiffs Martha Zepeda Olivares, individually and on
23 behalf of the Estate of Maximiliano Sosa, Jr., and Maximiliano Sosa, Sr. hereby provides notice
24 of the following related case, Maria Sosa, l.S. by and through guardian *ad litem* Maria Sosa,
25 M.S. by and through guardian *ad litem* Jennifer Lopez, individually and as successors-in-interest
26 to Maximiliano Sosa, Case No. 1:24-cv-01039-EPG, filed on August 30, 2024.

27 STATEMENT OF RELATIONSHIP OF CASES



1 Both cases involve the same events, are based on the same set of facts surrounding the
2 incident that led to both lawsuits, involve the same defendants and officers, and raise similar
3 issues regarding excessive force and the City of Fresno's policies.

4 The current case, filed by Martha Zepeda Olivares (the decedent's mother), Maximiliano
5 Sosa, Sr. (the decedent's father), and the Estate of Maximiliano Sosa, Jr., includes claims for
6 Fourth Amendment violations, deprivation of familial relationship under the Fourteenth
7 Amendment, municipal liability and other causes of action.

8 The related case, filed by Maria Sosa (the decedent's wife) and her two minor children,
9 includes claims for excessive force under the Fourth Amendment, denial of medical care,
10 interference with familial relationship, municipal liability, Americans with Disabilities Act
11 violations, and various state law claims including battery, negligence, and violation of the Bane
12 Act.

13 SAVINGS OF JUDICIAL EFFORT AND OTHER ECONOMIES

14 Despite minor differences in the specific causes of action, both cases arise from the same
15 incident, involve the same primary defendants, and will likely require similar evidence,
16 witnesses, and depositions of individuals. Assigning both cases to the same Judge and/or
17 Magistrate Judge would likely result in substantial judicial efficiency and prevent duplication of
18 labor, as the same or similar factual and legal issues will need to be addressed in both cases.

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20 Dated: September 4, 2024

LAW OFFICE OF KEVIN G. LITTLE



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22 Kevin G. Little
23 Attorneys for Plaintiff Martha Zepeda
24 Olivares, individually and on behalf of the
25 Estate of Maximiliano Sosa, Jr. and
26 Maximiliano Sosa, Sr.
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